



**Regular Meeting of Council
Monday, January 10, 2011 at 7:00 PM**

Mayor Clifford Lee presiding

Present: Deputy Mayor Stu MacFadyen Councillor David MacDonald
Councillor Rob Lantz Councillor Danny Redmond
Councillor Cecil Villard Councillor Edward Rice
Councillor Melissa Hilton Councillor Jason Coady
Councillor Terry Bernard Councillor Mitchell Tweel

Also: Roy Main – Chief Administrative Officer
Joseph Coady – Director of Public Services
Donna Waddell – Director of Corporate Services
Phil Handrahan, Director of Fiscal & Development Services
Paul Johnston – Public Works Manager
Sue Hendricken – Parks and Recreation Manager
Dan Hughes – Human Resources Manager
Scott Ryan – Finance Manager
Richard Collins – Deputy Police Chief
Randy MacDonald – Fire Chief
Craig Walker – Utilities Manager
Laurel Palmer Thompson – Planning & Development Officer
Danielle Gillan – Planning & Development Officer
Ron Atkinson – Economic Development Officer
Wayne Long – Events Development Officer
Beth Johnston – Communications Officer
Karen Campbell – City Solicitor
Sharon MacKinnon – City Clerk

Regrets: Don Poole – Planning Manager
Paul Smith – Police Chief

Mayor Lee called the meeting to order and welcomed everyone to the Council Chambers. He extended condolences, on behalf of Council and staff, to several staff members on the loss of family members and also noted the passing of a Municipal Disability Advisory Committee member. A moment of silence was held.

**Minutes of the previous meetings were by motion adopted:
Regular Meeting – December 13, 2010**

REPORTS OF COMMITTEES / RESOLUTIONS

1. Finance, Audit, Tendering & Public Property – Councillor Cecil Villard

Councillor Villard indicated his Committee's report was included in the weekend package.

An update was requested regarding the status of the City's insurance. The Finance Manager indicated quotes were accepted in December 2010 for the year 2011 and options are being reviewed on a go forward basis.

**Moved by Councillor Cecil Villard
Seconded by Councillor Edward Rice**

RESOLVED:

That the 2010 Borrowing Bylaw readings of September 13, 2010 and September 16, 2010 be rescinded in favour of the 2010 Borrowing Bylaw readings of October 12, 2010 and November 08, 2010.

CARRIED 10-0

**Moved by Councillor Cecil Villard
Seconded by Councillor Edward Rice**

RESOLVED:

That the Integrated Community Sustainability Plan Standing Committee be allotted a budget of \$28,000 commencing January 01, 2011 to carry out its terms of reference until such time as the 2011 City budget is approved.

CARRIED 10-0

**Moved by Councillor Cecil Villard
Seconded by Councillor Edward Rice**

RESOLVED:

That for 2011 the City of Charlottetown provide an additional \$6,000 in support of the Jack Frost Children's Winterfest.

In response to a question as to how the \$6,000 figure was arrived at, Councillor Villard indicated the original request from TCI was significantly more; however, the Economic Development & Tourism Committee recommended the \$6,000.

CARRIED 10-0

**Moved by Councillor Cecil Villard
Seconded by Councillor Edward Rice**

RESOLVED:

That the City accept the request from the property owner at 42 Doiron Drive to purchase a portion of neighboring parkland (PID #998153) at fair market value.

The Mayor & CAO are hereby authorized to execute contracts/agreements to implement this resolution.

In response to a question on the request, Councillor Villard indicated the recommendation came from the previous term's Parks and Recreation Committee.

CARRIED 10-0

Moved by Councillor Cecil Villard
Seconded by Councillor Edward Rice

RESOLVED:

That the City accept the request from the property owner at 102 Parkside Drive to purchase a portion of neighboring parkland (PID #578112) at fair market value.

The Mayor & CAO are hereby authorized to execute contracts/agreements to implement this resolution.

CARRIED 10-0

Moved by Councillor Cecil Villard
Seconded by Councillor Edward Rice

RESOLVED:

That the Finance, Audit, Tendering & Public Property Committee be authorized to transfer \$150,000 as per the attached documentation, within the New Deal section of the Fiscal Services 2010 Budget.

This transfer represents no overall increase in the 2010 City Budget.

CARRIED 10-0

2. Urban Beautification & Forestry – Deputy Mayor Stu MacFadyen

Deputy Mayor Stu MacFadyen indicated his Committee had not met since the last Council Meeting.

It was suggested a monthly report be provided to Council outlining projects being proposed throughout the City. Deputy Mayor MacFadyen indicated the Committee will take this under consideration.

3. Protective & Emergency Services – Councillor David MacDonald

Councillor MacDonald indicated his Committee's report was included in the weekend package. He recognized District Fire Chief Noel Palmer, Station 2, on his upcoming retirement effective January 11 and thanked him for his 37 years of service. He indicated the Action Plan for the Organization Review and Evaluation of the Charlottetown Police Services was included in the monthly package. Also included for Council information were the recommendations for intersection stop sign changes carried out by Police personnel; 16 intersections were recommended for change and four reviewed but not recommended for change. If there are extenuating circumstances regarding the placement of a particular sign, Police Services will review the intersection again.

In response to questions regarding the stop sign review, Councillor MacDonald indicated there are no plans to hold public consultations and that Charlottetown Police Services conducted the review in accordance with criteria contained in the *Manual of Uniform Traffic Control Devices for Canada*.

It was noted currently in the Traffic Bylaw, traffic changes require approval from the Committee. It was suggested traffic changes probably should be approved at the police force level; thereby the Protective & Emergency Committee might look to amend the Bylaw to transfer this authority from the Committee to Police Services.

2nd & 3rd readings of the “Dog Control Bylaw”

Following the first reading of the Bylaw, the definition of “kennel” was further clarified and Section 3.1 amended.

Amending Section 1.11 Definition “Kennel” – to better define and in keeping with similar definition in Zoning and Development Bylaw.

1.11 “Kennel” means a building or structure housing a dog or dogs kept for commercial breeding or showing, or for commercial boarding with or without veterinary care:

Amending Section 3.1 to clarify penalty sections with respect to operating a “Kennel”.

3.1 Every person who keeps a dog or dogs for commercial breeding or showing, or for commercial boarding with or without veterinary care who does not have a kennel license (as defined) is guilty of an offence.

**Moved by Councillor David MacDonald
Seconded by Councillor Danny Redmond**

RESOLVED:

That the said bylaw as amended be read a second time and that the bylaw be committed to a Committee of the Whole Council and the Mayor be Chairman of the Committee.

CARRIED 10-0

**Moved by Councillor David MacDonald
Seconded by Councillor Danny Redmond**

RESOLVED:

That the Chairman reports progress of the Committee and that the Bylaw be adopted as amended.

CARRIED 10-0

**Moved by Councillor David MacDonald
Seconded by Councillor Danny Redmond**

RESOLVED:

That the bylaw be now engrossed as a City Bylaw and that it be entitled the “Dog Control Bylaw”.

CARRIED 10-0

**Moved by Councillor David MacDonald
Seconded by Councillor Danny Redmond**

RESOLVED:

That the “Dog Control Bylaw” be read a third time and that the said Bylaw do now pass.

CARRIED 10-0

4. Parks, Recreation & Leisure Activities – Councillor Melissa Hilton

Councillor Hilton indicated her Committee’s report was included in the weekend package. She noted three outdoor rinks will be created at MacRae Drive, Victoria Park and Founder Hall and if weather

permits, others will follow. The Volunteer of the Month Award for January was presented to Shayne Connolly, President of the Charlottetown Tigers Minor Basketball program.

Moved by Councillor Melissa Hilton

Seconded by Councillor David MacDonald

RESOLVED:

That the City of Charlottetown supports in principle a new healthy living initiative called “Live Right Now”. This innovative national program is being delivered through CBC and is designed to help Canadians take small steps to improve their overall health and well being.

Further, that the City would help promote this initiative via its website and create a link to the CBC website. There will be no budgetary impact on the City of Charlottetown.

CARRIED 10-0

5. Public Works & Street Lighting – Councillor Terry Bernard

Councillor Bernard indicated his Committee’s report was included in the weekend package.

In response to concerns regarding response times for snow clearing and de-icing of downtown streets and sidewalks following snow storms, Councillor Bernard indicated that he would follow up and advise. Sand and salt was requested on sidewalks in areas north of Euston Street.

6. Integrated Community Sustainability Plan – Councillor Rob Lantz

Councillor Lantz indicated his Committee’s report was forwarded electronically to Council members the latter part of the previous week.

7. Water & Sewer Utility – Councillor Edward Rice

Councillor Rice indicated his Committee had not met since the last Council Meeting. He mentioned several matters to be reviewed by the Committee.

8. Planning & Heritage – Councillor Rob Lantz

Councillor Lantz indicated his Committee’s report was included in the weekend package.

Concern was again expressed regarding the stormwater problem in the vicinity of the proposed entertainment venue and the Committee was requested to review this when the plans are submitted.

It was noted the project planners for the Eastern Gateway project had met with the Charlottetown Area Development Corporation but the December public consultation had been cancelled. Mayor Lee indicated the Steering Committee for the project should be meeting with Council in the near future. All public consultations will be arranged by Council.

Moved by Councillor Rob Lantz

Seconded by Councillor Jason Coady

RESOLVED:

That the request for a lot consolidation at 147 St. Peters Road (PID# 397430) be approved as per Morris Land and Engineering Surveys Drawing No. 10-198-L01 dated December 09, 2010.

CARRIED 10-0

Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady

RESOLVED:

That the request for a lot consolidation at 1 Lower Malpeque Road (PID #404731) be approved as per Delta Survey Plan Drawing No. D-10-275 dated October 28, 2010.

CARRIED 10-0

Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady

RESOLVED:

That pursuant to the requirements of Section 2.1 of the Zoning and Development Bylaw, Council hereby appoints Danielle Gillan as a designate Development Officer to administer this Bylaw pursuant to the requirements of Section 20 of the Planning Act, R.S.P.E.I., 1988, Cap P-8, as well as a Deputy Licensing Inspector for the Pedestrian Mall Bylaw and the Street Vending Bylaw.

CARRIED 10-0

3rd reading of “Zoning and Development Bylaw”

To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone a portion of open space property adjacent to PID# 404731, #1 Lower Malpeque Road, from Open Space (OS) Zone to Highway Commercial (C-2) Zone.

Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady

RESOLVED:

That the “City of Charlottetown Zoning and Development Bylaw” be read a third time and that the said bylaw do now pass.

CARRIED 10-0

3rd reading of “Zoning and Development Bylaw”

To amend Appendix “H” – Zoning Map of the City of Charlottetown Zoning and Development Bylaw to rezone the property located at 51-73 Watts Avenue (South Mall) PID# 469726 from Heavy Industrial (M-2) Zone to Business Park Industrial (M-3) Zone.

Moved by Councillor Rob Lantz
Seconded by Councillor Jason Coady

RESOLVED:

That the “City of Charlottetown Zoning and Development Bylaw” be read a third time and that the said bylaw do now pass.

CARRIED 10-0

Councillor Lantz renewed the Notice of Motion to amend the Building Code Bylaw.

9. Economic Development & Tourism – Councillor Jason Coady

Councillor Coady indicated his Committee’s report was included in the weekend package. He noted Tourism Charlottetown Inc (TCI) requested an increase in funding for the Jack Frost Children’s Winterfest. He further noted his Committee is in discussions with TCI regarding a Memorandum of

Understanding to formalize commitments between TCI and the City. Councillor Coady thanked all who volunteered at the successful Capital New Year in the Park.

Concerns were raised on the recent media reports regarding a possible expansion to the Queen Parkade to accommodate additional parking required by the Homburg hotel project and the negative impact placed on some University Avenue businesses. Some Councillors indicated their understanding of the development agreement had included an addition to the Pownal Parkade. It was clarified CADC had been asked to explore parking options and were planning to meet Council to discuss their findings.

10. Human Resources, Pension & Administration – Councillor Mitchell Tweel

Councillor Tweel indicated his Committee's report was included in the weekend package. He announced Ann Carriere was the successful candidate for the term position of Cultural Capitals of Canada Coordinator. He recognized Paul Gormley and Gordon McConnell, Charlottetown Police Services, on their recent retirements.

A question was raised as to whether the Human Resources Study conducted in 2008 was ever released to staff. Councillor Tweel referred the question to the Chief Administrative Officer who explained that due to unexpected circumstances, the plan was not circulated; however, the Human Resources Manager has scheduled to release it to Council and staff within the next month.

**Moved by Councillor Mitchell Tweel
Seconded by Councillor Cecil Villard**

RESOLVED:

That the employment contract for the Integrated Community Sustainability Plan Coordinator be extended to March 31, 2011.

The position to be reviewed during the 2011 Budget process.

CARRIED 10-0

**Moved by Councillor Mitchell Tweel
Seconded by Councillor Cecil Villard**

RESOLVED:

That the employment contract for the Water Conservation Program Coordinator be extended to March 31, 2011.

The position to be reviewed during the 2011 Budget process.

CARRIED 10-0

11. Advanced Planning, Priorities & Special Events – Deputy Mayor Stu MacFadyen

Deputy Mayor MacFadyen indicated his Committee's report was included in the weekend package. He highlighted some past and upcoming events in the City.

12. Intergovernmental Affairs, Transit & Communications – Councillor Danny Redmond

Councillor Redmond indicated there was no report.

13. New Business

There was no new business.

Meeting adjourned at 8:15 PM